

AO 89-006



**NORTH CAROLINA BOARD OF ETHICS**

156 WEST JONES STREET  
RALEIGH 276038003  
(919) 733-5103

K D KENNEDY, JR,  
CHAIRMAN

December 11, 1989

Mr. Randy D. Doub  
Post Office Drawer 5026  
Greenville, North Carolina 27835-5026

Reference: Your letter dated December 5, 1989

Dear Mr. Doub:

Under Executive Order Number one, we would not find conflict of interest between your official duties as a member of the Board of Transportation and your candidacy for the Superior Court Judgeship.

The Attorney General's Office is the appropriate agency to advise you regarding other statutory or executive order prohibitions. However, it seems to us that you would be bound by Canon Number Five of the Code of Judicial Conduct during your candidacy, and if elected you would be required to resign from the Board of Transportation prior to accepting the Judgeship.

Sincerely,

K. D. Kennedy, Jr.  
Chairman

LAW OFFICES  
**DIXON, DUFFUS & DOUB**

110 ARLINGTON BLVD.

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received 12/7/89

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RALEIGH, N.C. 27612  
1919) 783-0013

December 5, 1989

North Carolina Board of Ethics  
116 W. Jones Street  
Raleigh, NC 27611

Dear Sir:

I presently serve on the North Carolina Board of Transportation, having been appointed by Governor Martin in January, 1985. At the present time, I am giving consideration to becoming a candidate for a newly created Superior Court Judgeship position in Pitt County. My question to you is whether or not my service on the North Carolina Board of Transportation would be prohibited by any conflict of interest, statutory or executive order prohibition while continuing my service on the North Carolina Board of Transportation. I would appreciate your review of this matter as soon as possible.

If I can provide further information or answer further questions, please do not hesitate to contact me.

Sincerely yours,  
DIXON, DUFFUS & DOUB

BY \_\_\_\_\_  
Randy D. Doub

RDD/sda